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Docket # PF-0321-2 DIV



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By: [Signature]
Printed: Jed Martinez

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)**

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Dear Sir:

This is a request for filing a **DIVISIONAL** application under 37 CFR 1.53(b) of pending prior application Serial No. 09/272,796, filed on March 19, 1999, which is a divisional application of U.S. application Serial No. 08/878,989 now U.S. patent No. 5,885,803, entitled DISEASE ASSOCIATED PROTEIN KINASES.

1. X Enclosed is a specification corresponding to the prior application, U. S. Application Serial No. 09/272,796 filed March 19, 1999, which is a divisional application of U.S. application Serial No. 08/878,989, now U.S. patent No. 5,885,803, including the oath or declaration as originally signed. The specification does not contain any subject matter that would have been new matter in the prior application.
2. X With regard to the requirement of 37 CFR 1.821(e) which requires that a copy of the Sequence Listing in computer readable form (CRF) be submitted, Applicants state that the paper copy of the Sequence Listing for the instant divisional application is identical with the computer readable form filed with U.S. application Serial No. 08/878,989, now U.S. patent No. 5,885,803, to which priority is claimed. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed with U.S. Application Serial No. 08/878,989, now U.S. patent No. 5,885,803 as the computer readable form for the instant divisional application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant divisional application.
3. Cancel in this application original claims before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)



4. X The inventor(s) of the invention being claimed in this application is (are): Olga Bandman, Jennifer L. Hillman, Neil C. Corley, Karl J. Guegler, Preeti Lal, Surya K. Goli, and Purvi Shah.
5. X In accordance with 37 CFR 1.63(d) a copy of the originally signed declaration showing applicant's/applicants' signature(s) as filed on December 9, 1997 is enclosed.
6. Amend the specification by inserting after the title: "This application is a divisional application of U.S. application serial number 09/272,796, filed March 19, 1999, which is a divisional application of U.S. application Serial No. 08/878,989, now U.S. patent No. 5,885,803, all of which applications and patents are hereby incorporated herein by reference."
7. X The filing fee is calculated below:

Claims	Number Filed	Minus	Number Extra	Other Than Small Entity Rate	Fee	Basic Fee
						\$710.00
Total Claims	21	-20	1	x \$18		\$ 18.00
Indep. Claims	3	-3	0	x \$80		\$ 0
<u> </u> Multiple Dependent Claim(s), if any					+ \$270	\$ 0

TOTAL FILING FEE \$ 728.00

8. An extension of time in the above-named prior application has been requested and the fees therefore have been authorized in said application.
9. X Please charge Deposit Account No. 09-0108 in the amount of \$ 728.00 .

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0108.

A **duplicate** copy of this Request is enclosed.

10. X New formal drawings are enclosed.
11. X The prior application is assigned of record to Incyte Pharmaceuticals, Inc., recorded on December 15, 1997, at reel 9010/frame 0834.
12. A preliminary amendment is enclosed.
13. X Also enclosed Information Disclosure Statement and PTO-1449.
14. X The power of attorney of the prior application is to:

Lucy J. Billings	Reg. No. 36,749
Michael C. Cerrone	Reg. No. 39,132
Diana Hamlet-Cox	Reg. No. 33,302
Richard C. Ekstrom	Reg. No. 37,027
Barrie D. Greene	Reg. No. 46,740
Matthew R. Kaser	Reg. No. 44,817
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David G. Streeter	Reg. No. 43,168
Stephen Todd	Reg. No. 47,139
Christopher Turner	Reg. No. 45,167
Peng Ben Wang	Reg. No. 41,420

___ The associate power of attorney in the prior application is to:

- a. ___ An associate power of attorney is attached.
- b. ___ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Address all future correspondence to:

INCYTE GENOMICS, INC.
PATENT DEPARTMENT
3160 Porter Drive
Palo Alto, California 94304
Phone: (650) 855-0555, Fax: (650) 845-4166

Date: January 29, 2001 By: David G. Streeter
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___ Inventor(s)
___ Assignee of complete interest
X Attorney or agent of record
___ Filed under 37 CFR 1.34(a)
Registration number if acting under 37 CFR 1.34(a) _____